

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.17635 of 2015

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Gudar Mahto, Son of Late Bakuli Mahto, Resident of village - Bhanachak, P.O. + Police Station Majhaulia, District - West Champaran, Bettiah

.... Petitioner

Versus

1. The State of Bihar
 2. The District Magistrate, West Champaran, Bettiah
 3. The Circle officer (Anchal Adhikari), Majhaulia, District - West Champaran, Bettiah
 4. Moti Lal Mahto, Son of Sakal Mahto
 5. Binod Mahto, Son of Sri Bahadur Mahto
 6. Birendra Mahto, Son of Nand Lal Mahto
 7. Ram Autar Mahto, Son of Sakal Mahto
 8. Chandrika Mahto, Son of Sakal Mahto
 9. Dinesh Mahto, Son of Ram Autar Mahto
 10. Nand Lal Mahto, Son of Sakal Mahto
- All are resident of village - Bhanachak, P.O. + Police Station - Majhaulia, District West Champaran, Bettiah

.... Respondents

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Appearance :

For the Petitioner	:	Mr. Santosh Kumar Verma, Advocate
For the State	:	Mr. Rakesh Narayan Singh, AC to AAG 15
For the Private	:	Mr. Surendra Kishore Thakur,
Respondents		Mr. Brajesh Kumar Singh, Advocates

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE DR. JUSTICE RAVI RANJAN

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 03-10-2016

Heard Mr. Santosh Kumar Verma, learned counsel, appearing on behalf of petitioner and Mr. Rakesh Narayan Singh, learned Assistant Counsel to learned Additional Advocate General No.15, appearing on behalf of the State - respondents. We have heard also Mr. Surendra Kishore Thakur, learned Counsel, appearing for the private respondents.

In compliance of direction, the District Magistrate, West Champaran, Bettiah, has appeared, in person, and has filed his counter affidavit and in view of the fact that the District Magistrate, West Champaran, Bettiah (i.e., respondent No. 2) has already taken steps for eviction of the encroachment, we close this petition with direction to the respondent No.2, namely, the District Magistrate, West Champaran, Bettiah, to ensure that encroachment, if any, is removed, at the earliest, in accordance with law.

Further, personal appearance of the District Magistrate, West Champaran, Bettiah, is dispensed with.

(I. A. Ansari, CJ)

(Dr. Ravi Ranjan, J)

Spd/- / Sanjay

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	07.10.2016
Transmission Date	NA